

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**SB 129 – HB 102**

February 27, 2013

**SUMMARY OF BILL:** Removes current population restrictions regarding counties authorized to manufacture liquor or intoxicating beverages. Authorizes the manufacture of liquor or intoxicating beverages within any municipality or unincorporated area of a county, provided the municipality or unincorporated area approves such manufacture by referendum, and further provided that retail package sales of alcohol and liquor-by-the-drink sales have been approved by such municipality or unincorporated area. Authorizes the county or municipal legislative bodies of such jurisdictions to adopt a resolution allowing or prohibiting the manufacture of liquor or intoxicating drinks.

**ESTIMATED FISCAL IMPACT:**

**Increase State Revenue –**

**\$14,700/ABC Fund/FY13-14**

**\$23,400/ABC Fund/FY14-15**

**\$20,400/ABC Fund/FY15-16 and Subsequent Years**

**Exceeds \$100,000/FY14-15 and Subsequent Years/General Fund**

**Increase Local Revenue – Exceeds \$35,000/FY14-15 and Subsequent Years**

**Assumptions:**

- The Alcoholic Beverage Commission estimates that six new distillery licenses will be issued in FY13-14, and five additional distillery licenses will be issued in FY14-15 as a result of this bill.
- Each distillery license is subject to a \$300 one-time application fee and a \$1,000 recurring license fee. Such fee revenue shall be deposited to the ABC Fund.
- These entities will also be subject to retailer licensing fees. The one-time application fee for retailers is \$300 and the recurring license fee is \$850. Such fee revenue is deposited to the ABC Fund.
- The total increase in state revenue deposited to the ABC Fund in FY13-14 is estimated to be \$14,700  $[(\$300 \times 6) + (\$1,000 \times 6) + (\$300 \times 6) + (\$850 \times 6)]$ .
- The total increase in state revenue deposited to the ABC Fund in FY14-15 is estimated to be \$23,350  $\{[(\$300 \times 5) + (\$1,000 \times 5) + (\$300 \times 5) + (\$850 \times 5) \text{ for new applicants}] + [(\$1,000 \times 6) + (\$850 \times 6) \text{ for previous applicants}]\}$ .

- The total recurring increase in state revenue deposited to the ABC Fund in FY15-16 and subsequent years is estimated to be \$20,350 [(\$1,000 x 11) + (\$850 x 11)].
- Additional state and local sales tax revenue will be generated by this bill. These revenue collections are dependent upon several unknown factors such as the time it takes to begin production following licensing, the amount of production at each facility, the number of products produced by each distillery, and the sales prices of spirits produced. Any incremental sales tax collections for state and local governments are not anticipated until FY14-15 given the anticipated timeframe for locating and constructing the new distilleries. Given the extent of unknown factors, determining precise estimates for state and local sales tax collections are difficult. However, the recurring increase in state revenue beginning in FY14-15 is reasonably estimated to exceed \$100,000 per year, and the recurring increase in local government revenue beginning in FY14-15 is reasonably estimated to exceed \$35,000 per year.
- Any increase in state and local government expenditures for administration is estimated to be not significant.

#### **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

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